

**GOVERNMENT**

**SIKKIM**

**GAZETTE**



**EXTRAORDINARY  
PUBLISHED BY AUTHORITY**

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**Gangtok**

**Tuesday 27<sup>th</sup> October, 2015**

**No. 403**

**GOVERNMENT OF SIKKIM  
MOTOR VEHICLES DIVISION, TRANSPORT DEPARTMENT  
GANGTOK: 737101**

**No.GOS/MVD/T/2014-15/Adm./195/18**

**Dated 17.10.2015**

**NOTIFICATION**

Whereas the draft of the Sikkim Motor Vehicles (Amendment) Rules, 2015 was published as required by sub-section (1) of section 212 of the Motor Vehicles Act, 1988 (59 of 1988) in the Government Gazette, Extraordinary No. 142 dated 17.04.2015 under the Notification of the Government of Sikkim in the Motor Vehicles Division, Transport Department No. GOS/MVD/2014-15/400/Adm./0013 (Pt. IV)/04 dated 13.04.2015, inviting objections and suggestions from all persons likely to be affected thereby before the expiry of 45 days from the date on which the copies of the said Notification as published in the Sikkim Government Gazette.

And whereas, the copies of the said Notification were made available to the public on 9<sup>th</sup> June 2015.

And whereas, no objections and suggestions were received on the said draft rules from any persons likely to be affected thereby.

Now, therefore, in exercise of the powers conferred by clause (xxxiii) of sub-section (2) of section 96 of the said Act, the State Government hereby makes the following rules, namely: -

Short title, extent and commencement 1 (1) These rules may be called the Sikkim Motor Vehicles (Amendment) Rules, 2015

(2) They shall extend to the whole of Sikkim

(3) They shall come into force on the date of their publication in the Official Gazette.

Amendment of Rule 96 2 In the Sikkim Motor Vehicles Rules, 1991 in rule 96 -

(1) the existing marginal head "Grant of permits without counter signature" the following new marginal head shall be substituted namely: - "96. Grant of permits"

(2) After sub-rule (1) and the entries relating thereto the following sub-rules shall be inserted, namely: -

"(2) An application for grant of permit in respect of contract carriage or stage

carriage or goods carriage or luxury tourist permit or local taxi permit may be made in the requisite form prescribed under Rule 74 of the Sikkim Motor Vehicles Rules, 1991 accompanied with the following documents, namely:

- (a) Sikkim Subject Certificate or Certificate of Identification or Trade License, documents of landed property in the State of Sikkim,
- (b) Residential Certificate of the people who are residing in the State of Sikkim prior to 1975,
- (c) Unemployment Certificate issued by Panchayat or Councillor or Gram Vikas Adhikari or Sub-Divisional Magistrate and a copy of Local Employment Card,
- (d) Voter Identity Card or Ration Card or Adhar Card or Driving License or Passport for proof of address,
- (e) Parking Certificate from Superintendent of Police, in case of urban areas,
- (f) Certificate from Registering Authority or Senior Regional Transport Officer for not having obtained any permit in the past,
- (g) In case of unmarried female applicant, Sikkim Subject Certificate or Certificate of Identification of her father and Unmarried Certificate issued by Gram Vikas Adhikari or Sub-Divisional Magistrate and in case of married applicant, Sikkim Subject Certificate or Certificate of Identification of her husband and father.
- (h) In case of stage carriage permit for transportation of employees of company based in Sikkim, Copy of Agreement drawn between the Company and the applicant,
- (i) An undertaking in the form of affidavit stating that the permit holder shall employ a driver having Sikkim Subject Certificate or Certificate of Identification only, if he or she intends to employ a driver. The applicant shall make a security deposit of Rs. 10,000/- (Rupees ten thousand) only. In case the taxi is found to be driven by a driver not having Sikkim Subject Certificate or Certificate of Identification, the permit shall stand cancelled forthwith and security deposit shall be forfeited.

(3) In case of goods carrier permit for Power Developers and Pharmaceutical Companies, the following documents may be submitted, namely: -

- (a) Copy of Registration Certificate of Company,
- (b) Agreement with the Government,
- (c) Work Order,
- (d) Undertaking to employ local drivers.

(4) The permits so granted will be for plying within the project sites only. For transportation of materials outside the project site, services of Sikkim Nationalised Transport trucks and local transporter may be used".

S.B.S. Bhadauria, IFS  
Secretary  
Transport Department  
File No. GOS/MVD/T/2014-15/Adm./195